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6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 FERRILL JOSEPH VOLPICELLI,
9

10 *Petitioner,*

11 vs.

12 JACK PALMER, *et al.*

13 *Respondents.*

3:10-cv-00005-LRH-VPC

ORDER

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15 This habeas matter under 28 U.S.C. § 2254 comes before the Court for initial review pursuant
16 to Rule 4 of the Rules Governing Section 2254 Cases. The filing fee has been paid.

17 Local Rule LSR 3-1 requires that a *pro se* petitioner must use the Court's petition form for a
18 Section 2254 petition. The petition form requires that the petitioner attach a copy of all state court
19 written decisions regarding the conviction. Petitioner did not attach a copy of any of the state court
20 decisions regarding his conviction. Petitioner must file copies of these decisions as well as of the
21 remaining items listed at the conclusion of this order, which are necessary for the Court to complete
22 initial review in this particular case.

23 IT THEREFORE IS ORDERED that the Clerk of Court shall file the petition and accompanying
24 motion for appointment of counsel but shall withhold service at this time.

25 IT FURTHER IS ORDERED that, within thirty (30) days of entry of this order, petitioner shall
26 file a supplemental exhibit with copies of the following: (a) the briefing and/or fast track statements on
27 his direct appeal; (b) the state supreme court's order of affirmance on direct appeal; (c) all papers filed
28 by or on behalf of petitioner presenting state post-conviction claims in the state district court; (d) the

1 written decisions of the state district court and the state supreme court on any state post-conviction
2 review; and (e) all remittiturs issued by the state supreme court in connection with the foregoing
3 proceedings.

4 IT FURTHER IS ORDERED that this action may be dismissed without further advance notice
5 if petitioner fails to both fully and timely comply with this order.

6 The Clerk of Court shall send petitioner a copy of the petition that he submitted.¹

7 DATED this 26th day of April, 2010.

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LARRY R. HICKS
UNITED STATES DISTRICT JUDGE

28 ¹The Court has not completed initial review herein, and this order does not explicitly or implicitly hold that the petition otherwise is free of deficiencies.